In the High Court of Punjab and Haryana, Chandigarh

C.W.P. No. 14823 of 2006
Date of Decision: September 15, 2006

Haryana Roadways Bharastachar Virodhi Karamchari Sangathan and another

…Petitioners

Versus

State of Haryana and others

…Respondents

CORAM: HON'BLE MR. JUSTICE M.M. KUMAR
HON'BLE MR. JUSTICE M.M.S. BEDI

PRESENT: Mr. Raj Mohan Singh, Advocate,
for the petitioners.

JUDGMENT

M.M. KUMAR, J. (Oral)

This petition filed under Article 226 of the Constitution prays for issuance of a writ in the nature of mandamus directing the respondents to grant relief of arrears of overtime to the members of petitioner No. 1 Sangathan from 1.1.1996 to 31.3.1998 on the same pattern as has been given by the Labour Court, Union Territory, Chandigarh, in LCA No. 260 of 1999, titled as Sat Pal v. Secretary to Government of Haryana, Department of Transport and others, decided on 15.11.2002, which has been upheld by this Court in C.W.P. No.

12530 of 2003, titled as State of Haryana v. Aniruddh, decided on 11.8.2003.

For the relief claimed in the instant petition, the petitioners have already sent a legal notice, dated 15.5.2006 (P-2) to the respondents.

Without going into the merits of the case, we deem it just and appropriate to direct the respondents to take cognizance of the legal notice, dated 15.5.2006 (P-2) sent by the petitioners and decide the same expeditiously preferably within a period of four months from the date a certified copy of this order is presented to them. If the claim of the petitioners is found to be meritorious and decided in their favour then the benefit accruing to them shall be disbursed within a further period of three months thereafter. It shall be appreciated if a speaking order is passed.

Petition stands disposed of in the above terms.

(M.M. KUMAR)
JUDGE

(M.M.S. BEDI)
JUDGE

September 15, 2006
Pkapoor